

Notice of Non-Responsive Amendment

The reply filed 06/09/2009 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The Applicant has failed to clearly point out the patentable novelty which he or she thinks each independent claim presents in view of the state of the art disclosed by the references cited. In particular, Applicant does not clearly point out the patentable novelty of newly added independent claim 22. Instead Applicant simply states, "For the reasons stated above, independent claims 1, 8, 14, and 22 are allowable". However the subject matter described in the "reasons stated above" appears to be subject matter that is different from that of claim 22.

In amending in reply to a rejection of claims in an application or patent under reexamination, the applicant or patent owner must clearly point out the patentable novelty which he or she thinks the claims present in view of the state of the art disclosed by the references cited or the objections made. The applicant or patent owner must also show how the amendments avoid such references or objections. See 37 CFR 1.111.

Since the above-mentioned reply appears to be a *bona fide* attempt, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission(s) or correction(s) in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to J Bret Dennison whose telephone number is (571)272-3910. The examiner can normally be reached on M-F 8:30am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tonia Dollinger can be reached on (571) 272-4170. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/J Bret Dennison/
Primary Examiner, Art Unit 2443